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7 **UNITED STATES DISTRICT COURT**
8 **CLARK COUNTY, NEVADA**

9 **UNITED STATES OF AMERICA,**

10 Plaintiff,

11 vs.

12 **RAHMEL PENNY,**

13 Defendant.

14 CASE No.: 2:19-cr-00059-MMD-VCF-3

15 **ORDER TO CONTINUE**
16 **HEARING ON REVOCATION OF**
17 **PRETRIAL RELEASE**

18 **(THIRD REQUEST)**

19 IT IS HEREBY STIPULATED BY AND BETWEEN Defendant, Rahmel
20 Penny, through his counsel, Lance J. Hendron, Esq. of the law firm of Hendron
21 Law Group LLC, and Plaintiff, United States of America, through its counsel,
22 Nicholas A. Trutanich, United States Attorney, Linda Mott, Assistant United States
23 Attorney, that the hearing on revocation of pretrial release in the above-captioned
24 matter currently set for May 21, 2020 at 1:00 p.m. be continued to a date and time
25 convenient to this Court, but no sooner than 30 days from the current scheduled
26 hearing.

27 This Stipulation is entered into for the following reasons:

28

1. Mr. Hendron is requesting additional time to locate another in-patient
2. treatment facility for Mr. Penny.
2. Mr. Hendron has spoken with Mr. Penny and he agrees to the
continuance.

1 3. Mr. Hendron has spoken to Ms. Mott, and Ms. Mott has indicated that
2 she has no objection to this continuance.
3 4. Additionally, denial of this request for continuance could result in a
4 miscarriage of justice.
5 5. In addition, the continuance sought is not for delay and the ends of
6 justice are in fact served by the granting of such continuance which
7 outweigh any interest of the public and the defendant in proceeding
8 with hearing regarding revocation of pretrial release on May 21, 2020.
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10 DATED this 20th day of May, 2020.

11 Respectfully Submitted,

12 _____
13 /s/ L. Hendron
14 Lance J. Hendron, Esq.
15 Attorney for Defendant, Rahmel Penny

16 _____
17 /s/ Linda Mott
18 Nicholas A. Trutanich
19 United States Attorney
20 Linda Mott
21 Assistant United States Attorney
22 Attorney for United States
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6 **UNITED STATES DISTRICT COURT**
7 **CLARK COUNTY, NEVADA**

8 **UNITED STATES OF AMERICA,**

9 CASE No.: 2:19-cr-00059-MMD-VCF-3

10 Plaintiff,

11 vs.

12 **RAHMEL PENNY,**

13 Defendant.

14 **FINDINGS OF FACTS**

15 Based on the pending Stipulation of Counsel, and good cause appearing
16 therefore, the Court finds that:

- 17 1. Mr. Hendron is requesting additional time to locate another in-patient
18 treatment facility for Mr. Penny.
- 19 2. Mr. Hendron has spoken with Mr. Penny and he agrees to the
20 continuance.
- 21 3. Mr. Hendron has spoken to Ms. Mott, Assistant United States
22 Attorney, and she has no objection to this continuance.
- 23 4. Additionally, denial of this request for continuance could result in a
24 miscarriage of justice.
- 25 5. In addition, the continuance sought is not for delay and the ends of
26 justice are in fact served by granting of such continuance which

1 outweigh any interest of the public and the defendant in proceeding
2 with hearing on revocation of pretrial release on May 21, 2020.
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ORDER

5 IT IS HEREBY ORDERED, that the hearing regarding revocation of pretrial
6 release, currently scheduled for May 21, 2020, at the hour 1:00 p.m., be vacated
7 and continued to June 25, 2020, at the hour of 1:00 p.m. in courtroom
8 3D.
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11 DATED this 20th day of May, 2020.
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15 HONORABLE CAM FERENBACH
16 UNITED STATES MAGISTRATE JUDGE
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